



General Assembly

January Session, 2005

**Committee Bill No. 785**

LCO No. 4687

\* SB00785PH 051005 \*

Referred to Committee on Environment

Introduced by:  
(ENV)

***AN ACT CONCERNING THE BAN OF CERTAIN POLYBROMINATED  
DIPHENYL ETHERS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2005*) (a) No person shall sell or  
2 offer to sell, or distribute for promotional purposes, a product  
3 containing more than one per cent of the penta or octa mixtures of  
4 polybrominated diphenyl ethers.

5 (b) For the purposes of enforcement of this section, officers or  
6 employees duly designated by the Commissioner of Consumer  
7 Protection, upon presenting appropriate credentials to the owner,  
8 operator or agent in charge, are authorized (1) to enter, at reasonable  
9 times, any factory, warehouse, establishment or store in which  
10 products containing more than one per cent of the penta or octa  
11 mixtures of polybrominated diphenyl ethers are manufactured,  
12 processed, packed, sold or held for introduction into commerce or are  
13 held after such introduction, or to enter any vehicle being used to  
14 transport or hold such products in commerce; (2) to inspect, at  
15 reasonable times and within reasonable limits and in a reasonable  
16 manner, such factory, warehouse, establishment, vehicle or store and  
17 all pertinent equipment, finished and unfinished materials, and

18 labeling therein; and (3) to obtain samples of such materials or  
 19 packages thereof, or of such labeling. If the officer or employee obtains  
 20 any sample, prior to leaving the premises, the office or employee shall  
 21 pay or offer to pay the owner, operator or agent in charge for such  
 22 sample and give a receipt describing the samples obtained.

23 (c) Any person who violates the provisions of subsection (a) of this  
 24 section shall be fined not more than one hundred dollars per product  
 25 sold, offered for sale or distributed for promotional purposes.

26 Sec. 2. (*Effective from passage*) The Commissioner of Environmental  
 27 Protection, in consultation with the Commissioner of Public Health,  
 28 shall review relevant risk assessments in connection with the deca  
 29 mixtures of polybrominated diphenyl ethers and the relevant findings  
 30 and rulings by the United States Environmental Protection Agency and  
 31 the European Union. Not later than January 1, 2006, the Commissioner  
 32 of Environmental Protection shall report, in accordance with the  
 33 provisions of section 11-4a of the general statutes, its findings and  
 34 recommendations regarding the regulation of such mixtures to the  
 35 joint standing committee of the General Assembly having cognizance  
 36 of matters relating to the environment.

|   |                        |             |
|---|------------------------|-------------|
| This act shall take effect as follows and shall amend the following sections: |                        |             |
| Section 1   | <i>October 1, 2005</i> | New section |
| Sec. 2  | <i>from passage</i>    | New section |

**ENV**      *Joint Favorable*

**GL**        *Joint Favorable*

**PH**        *Joint Favorable*